

Senate Engrossed House Bill

FILED

MICHELE REAGAN
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-third Legislature
First Regular Session
2017

CHAPTER 57
HOUSE BILL 2163

AN ACT

AMENDING SECTION 15-534.02, ARIZONA REVISED STATUTES; AMENDING TITLE 15, CHAPTER 5, ARTICLE 3, ARIZONA REVISED STATUTES, BY ADDING SECTION 15-534.04; RELATING TO CERTIFICATION OF SCHOOL PERSONNEL.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 15-534.02, Arizona Revised Statutes, is amended
3 to read:

4 15-534.02. Restrictions on applications for certification
5 after the surrender, revocation or denial of
6 certificate

7 A. A person shall not submit an application for certification with
8 the state board of education for a period of five years if ~~any~~ EITHER of
9 the following occurs:

10 1. The person surrenders a certificate issued by the state board of
11 education.

12 2. The person's certificate is revoked by the state board of
13 education on grounds of immoral or unprofessional conduct pursuant to
14 rules adopted by the state board of education pursuant to section 15-203.

15 ~~3. B. The IF A person's application for certification is denied by~~
16 ~~the state board of education on grounds of immoral or unprofessional~~
17 ~~conduct pursuant to rules adopted by the state board of education pursuant~~
18 ~~to section 15-203, THE STATE BOARD OF EDUCATION SHALL DETERMINE THAT THE~~
19 ~~PERSON IS PROHIBITED FROM SUBMITTING AN APPLICATION FOR CERTIFICATION FOR~~
20 ~~A SPECIFIED PERIOD UP TO FIVE YEARS. This paragraph does not apply to a~~
21 ~~person who, after denial of an application for certification, provides~~
22 ~~additional information that was not previously considered by the state~~
23 ~~board of education and that addresses the grounds on which the state board~~
24 ~~of education denied the application for certification.~~

25 ~~B. C. The five year period~~ PERIODS OF TIME prescribed in
26 ~~subsection~~ SUBSECTIONS A AND B OF THIS SECTION ~~begins~~ BEGIN on the date
27 that the state board of education accepts a surrendered certificate, makes
28 a final decision to revoke a certificate or makes a final determination to
29 deny an application for certification.

30 ~~C. D. A person who has had a certificate revoked pursuant to~~
31 ~~section 15-550 is not eligible to apply for certification with the state~~
32 ~~board of education.~~

33 ~~D. E. The department of education shall not process an application~~
34 ~~for certification submitted by a person who is prohibited from submitting~~
35 ~~an application pursuant to subsections~~ SUBSECTION A, ~~and C~~ B OR D of this
36 section.

37 Sec. 2. Title 15, chapter 5, article 3, Arizona Revised Statutes,
38 is amended by adding section 15-534.04, to read:

39 15-534.04. Reciprocal discipline

40 A. A FINAL ADJUDICATION OR JUDGMENT IN ANOTHER JURISDICTION THAT A
41 CERTIFICATED PERSON HAS ENGAGED IN IMMORAL OR UNPROFESSIONAL CONDUCT SHALL
42 BE TREATED AS IMMORAL OR UNPROFESSIONAL CONDUCT FOR PURPOSES OF ANY
43 DISCIPLINARY PROCEEDING CONDUCTED AGAINST THAT PERSON IN THIS STATE.

44 B. AN APPLICANT FOR CERTIFICATION WHO HAS BEEN DISCIPLINED IN
45 ANOTHER JURISDICTION FOR IMMORAL OR UNPROFESSIONAL CONDUCT SHALL

1 SUCCESSFULLY COMPLETE THE DISCIPLINARY PROCESS IN THAT JURISDICTION BEFORE
2 THAT PERSON MAY APPLY FOR CERTIFICATION IN THIS STATE.

3 C. AFTER RECEIVING NOTIFICATION THAT A PERSON'S EDUCATOR
4 CERTIFICATE HAS BEEN REVOKED IN ANOTHER JURISDICTION, THE STATE BOARD OF
5 EDUCATION MAY REVOKE ALL CERTIFICATES ISSUED IN THIS STATE TO THAT PERSON
6 IN A MANNER THAT IS CONSISTENT WITH THE TERMS OF REVOCATION IN THE OTHER
7 JURISDICTION, UNLESS THAT PERSON REQUESTS A HEARING PURSUANT TO TITLE 41,
8 CHAPTER 6, ARTICLE 10. AFTER CONDUCTING A HEARING REQUESTED PURSUANT TO
9 THIS SUBSECTION, THE STATE BOARD OF EDUCATION SHALL DETERMINE WHETHER TO
10 UPHOLD THE REVOCATION OR TO DECLINE THE REVOCATION.

APPROVED BY THE GOVERNOR MARCH 24, 2017.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 24, 2017.

Passed the House February 2, 2017

Passed the Senate March 22, 2017

by the following vote: 59 Ayes,

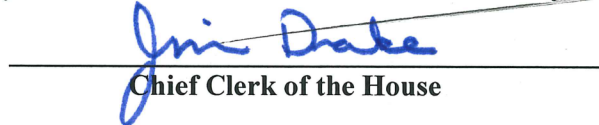
by the following vote: 29 Ayes,

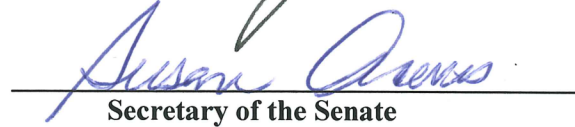
0 Nays, 1 Not Voting

0 Nays, 1 Not Voting


Speaker of the House
☐ Pro Tempore


President of the Senate


Chief Clerk of the House


Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

_____ day of _____, 20____

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

at _____ o'clock _____ M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this _____ day of _____, 20____

at _____ o'clock _____ M.

Secretary of State

H.B. 2163

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

March 23, 2017,

by the following vote: 56 Ayes,

0 Nays, 4 Not Voting

H. R. Eubank

Speaker of the House

Jim Vake

Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

23rd day of March, 2017,

at 3:31 o'clock P. M.

Wanda P. Gorman

Secretary to the Governor

Approved this 24th day of

March, 2017,

at 2:15 o'clock P. M.

Janet D. Ivey

Governor of Arizona

H.B. 2163

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 24 day of March, 2017,

at 5:05 o'clock P. M.

Michelle Reagan

Secretary of State